

Wroten & Associates, Inc.
Attorneys at Law



1 MANATT, PHELPS & PHILLIPS, LLP
BARRY S. LANDSBERG (Bar No. CA 117284)
2 E-mail: blandsberg@manatt.com
BRAD W. SEILING (Bar No. CA 134515)
3 E-mail: bseiling@manatt.com
ANDREW H. STRUVE (Bar No. CA 200803)
4 E-mail: astruve@manatt.com
JESSICA J. SLUSSER (Bar No. CA 207317)
5 E-mail: jslusser@manatt.com
JUSTIN C. JOHNSON (Bar No. CA 252175)
6 E-mail: jjohnson@manatt.com
11355 West Olympic Boulevard
7 Los Angeles, CA 90064-1614
Telephone: (310) 312-4000
8 Facsimile: (310) 312-4224

9 DAVID L. SHAPIRO (Pro Hac Vice)
E-mail: dshapiro@law.harvard.edu
10 1563 Mass. Ave.
Cambridge, MA 02138
11 Telephone: (617) 495-4618
Facsimile: (617) 495-1950

12 WROTEN & ASSOCIATES, INC.
13 KIPPY L. WROTEN, State Bar No. 134325
E-Mail: kwroten@wrotenlaw.com
14 LAURA K. SITAR, State Bar No. 195806
E-Mail: lsitar@wrotenlaw.com
15 DARRYL A. ROSS, State Bar No. 180022
E-Mail: dross@wrotenlaw.com
16 20 Pacifica, Suite 1100
Irvine, California 92618
17 Telephone: (949) 788-1790
Facsimile: (949) 788-1799

18 Attorneys for Defendants, EmpRes Healthcare, Inc., EHC Management, L.L.C., EHC Financial
19 Services, L.L.C., Evergreen California Healthcare, L.L.C., Evergreen at Arvin L.L.C., Evergreen
at Bakersfield L.L.C., Evergreen at Lakeport, L.L.C., Evergreen at Heartwood L.L.C., Evergreen
20 at Springs Road L.L.C., Evergreen at Tracy L.L.C., Evergreen at Oroville L.L.C., Evergreen at
Petaluma L.L.C., Evergreen at Gridley (SNF) L.L.C.

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

24 Phyllis Wehlage, on behalf and her behalf and
on behalf of others similarly situated,

25 Plaintiff,

26 vs.

27 EmpRes Healthcare, Inc.; EHC Management
28 LLC; EHC Financial Services LLC; Evergreen

CASE NO. C 10-05839 CW

~~PROPOSED~~ ORDER RE:
STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE,
MOTION OPPOSITION AND REPLY
DATES AND HEARING ON MOTION TO
QUASH; CIVIL L.R. 6-2, 7-12

EVER-0112/105016.1

~~PROPOSED~~ ORDER RE: STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE, MOTION
OPPOSITION AND REPLY DATES AND HEARING ON MOTION TO QUASH; CIVIL L.R. 6-2, 7-12

1 California Healthcare LLC; Evergreen at
 2 Arvin LLC; Evergreen at Bakersfield LLC;
 3 Evergreen at Lakeport LLC; Evergreen at
 4 Heartwood LLC; Evergreen at Tracy LLC;
 5 Evergreen at Oroville LLC; Evergreen at
 6 Petaluma LLC, Evergreen at Gridley (SNF)
 7 LLC, and DOES 1 THROUGH 100,
 8
 9 Defendants.

Judge: Hon. Claudia Wilken

10 The parties have stipulated to continue 1) the Case Management Conference in the above
 11 captioned matter, 2) dates for filing oppositions and replies to Defendants' Motions to Dismiss
 12 Pursuant to Federal Rules of Civil Procedure 12(b)(6) and Motion to Dismiss or Strike Plaintiff's
 13 First Amended Complaint, and 3) hearing on Defendants' Motions to Dismiss Pursuant to Federal
 14 Rules of Civil Procedure 12(b)(2). Having reviewed and considered the parties' stipulation:

15 IT IS HEREBY ORDERED AS FOLLOWS:

16 1. Plaintiff's oppositions to Defendants' Motions to Dismiss Pursuant to Federal Rules
 17 of Civil Procedure 12(b)(6) and Motion to Dismiss or Strike Plaintiff's First Amended Complaint
 18 will be due on July 13, 2011. Defendants' replies in support of those motions will be due July 27,
 19 2011.

20 2. Defendants' Motion to Dismiss Pursuant to Federal Rules of Civil Procedure
 21 12(b)(2) will be scheduled for hearing on September 22, 2011. Plaintiff's opposition
 22 shall be due September 1, 2011. Defendants' reply shall be due
 23 September 8, 2011.

24 3. Plaintiff's oppositions to Defendants' Motion to Strike
 25 and Rule 12(b)(6) Motions to Dismiss and shall be contained in a
 26 single brief not to exceed thirty-five pages. Defendants' replies
 27 in support of the same shall be contained in a single brief not to
 28 exceed twenty pages.

4. A case management conference will be held on October
 18, 2011 at 2:00 p.m.

IT IS SO ORDERED.

Date: June 30, 2011


 CLAUDIA WILKEN

